

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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PAUL DIPIETRO,
MARIE ZWEIG,

Plaintiff,

Ind. No. 22-CV-07943
(BMC)

-against-

NEW YORK STATE UNIFIED COURT SYSTEM,
NEW YORK STATE OFFICE OF COURT
ADMINISTRATION, JANET DIFIORE, LAWRENCE K.
MARKS, JUSTIN BARRY, NANCY BARRY, ROSEMARY
MARTINEZ-BORGES, JENNIFER DILALLO, SHAWN
KERBY, KEITH MILLER, LINDA DUNLAP-MILLER,
SCOTT MURPHY, MICHELLE SMITH, JOHN SULLIVAN
and DAN WEITZ,

**NOTICE OF MOTION
TO DISMISS THE
COMPLAINT**

Defendants.

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PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law in Support of UCS and OCA's Motion to Dismiss, dated March 14, 2023, the Declaration of Michael Siudzinski, dated March 14, 2023, together with its exhibits, and all the pleadings and proceedings herein, Defendant New York State Unified Court System will move this Court by submission of papers before the Honorable Brian M. Cogan, United States District Judge for the Eastern District of New York, 225 Cadman Plaza East, Brooklyn, NY 11201, at a time of the Court's choosing, for an order dismissing the Complaint in its entirety and with prejudice, pursuant to Rule 12(b)(1) and (6) of the Federal Rules of Civil Procedure, and granting such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, as set forth by the Court, any papers in opposition to this motion shall be filed and served no later than March 21, 2023.

Dated: New York, New York
March 14, 2023

Yours, etc.,

ANTHONY R. PERRI
Acting Counsel
Attorney for UCS and OCA
By:

/S/
MICHAEL J. SIUDZINSKI
Assistant Deputy Counsel
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New York, New York 10004
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To: Chad LeVeglia, Esq. (via ECF)
Counsel for Plaintiff